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PATENT APPLICATION

Confirmation No.: 3720

Art Unit: -2739-26652

Atty. Dkt. No.: 108339-09005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Shiri KADAMBI et al.

Application No.: 09/527,855

Filed: March 17, 2000

For: AVOIDING OUT-OF-ORDERING FRAMES IN A

SWITCH SUPPORTING LINK AGGREGATION

PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT

ATTN: <u>BOX PETITIONS</u> Commissioner for Patents Washington, D.C. 20231

February 7, 2002

Sir:

Applicants hereby petition to withdraw the holding of abandonment of the above-identified patent application. A Notice of Abandonment has been received indicating that the application was abandoned for failure to timely or properly reply to the Notice to File Missing Parts within the statutory period of two-months from the mailing date of the Notice to File Missing Parts dated May 23, 2000.

Applicants respectfully submit that the Notice to File Missing Parts was never received by Applicant's Representative. A search of the file jacket and the docket records indicates that the Notice to File Missing Parts was never received. Submitted herewith is a copy of Applicants' file Prosecution History and a copy of the front of the file jacket where the communication and its due date would have been indicated, showing that no such communication is listed.

In view of the submission of the evidence showing that the Notice to File Missing Parts dated May 23, 2000 was never received, withdrawal of the abandonment of the above-identified application is proper. Therefore it is respectfully requested that the abandonment be withdrawn and the application returned to pending status.

In the event that any fees are due with respect to this paper, please charge our Deposit Account No. 01-2300.

Respectfully submitted,

Dinnatia J. Doster Attorney for Applicant Registration No. 45,268

Atty. Dkt. No.: 108339-09005

Customer No. 004372

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DJD/eib

Enclosures: Copy of Prosecution History

Copy of front of File Jacket

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Suite 600

PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231 www.uspto.gov

FIRST NAMED APPLICANT ATTY. DOCKET NO./TITLE FILING DATE APPLICATION NUMBER

09/527,855

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03/17/2000

Shiri Kadambi

P108339-09005

Date Mailed: 12/10/2001

CONFIRMATION NO. 3720 ABANDONMENT/TERMINATION **LETTER**

OC000000007176107

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 05/23/2000.

No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of UNAVOIDABLE DELAY must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the aboveidentified Notice; (3) the petition fee set forth in 37 CFR 1.17(I); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the aboveidentified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

A copy of this notice <u>MUST</u> be returned with the reply.

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Tuesday, January 08, 2002	38, 2002	Prosecution History	ry		Page: 1
Case Number	Sub Case Country Attorney Due	Date Reason for Date/ sy Due Indicator	Action Type	Application Number	Filing Date Status
108339-9005	US DHG	22-Jan-2000 FILE NEW APPLN. FILE NEW APPLN. Final Page 17-Mar-2000 Date Taken: 17-Mar-2000	FILE NEW APPLN.	09527855%3720	17-Mar-2000 Pending
108339-9005	US DHG	17-Jun-2000 Information Disclosure Stmnt Due Date Resp. Sent Date: 16-Jun-2000 Dat	re Information Disclosure Stmnt Date Taken: 16-Jun-2000	09527855%3720	17-Mar-2000 Pending
108339-9005	US DHG	17-Sep-2000 Foreign Filing Needed? Due Date Resp. Sent Date: 15-Sep-2000 Dat	l? Foreign Filing Date Taken: 15-Sep-2000	09527855%3720	17-Mar-2000 Pending
108339-9005	US DHG	17-Feb-2001 Foreign Filing Due Foreign Filing Final Resp. Sent Date: 15-Sep-2000 Date Taken: 15-Sep-2000	Foreign Filing te Taken: 15-Sep-2000	09527855%3720	17-Mar-2000 Pending
108339-9005	US DHG	15-Mar-2001 Foreign Filing Follow Up Foreign Filing Date Due Date Resp. Sent Date: 15-Sep-2000 Date Taken: 15-Sep-2000	Foreign Filing te Taken: 15-Sep-2000	09527855%3720	17-Mar-2000 Pending
108339-9005	US DHG	17-Sep-2001 Application Status Check Due Date Date	eck Application Status Check 09527855%3720 Date Taken: 17-Sep-2001	. 09527855%3720	17-Mar-2000 Pending
108339-9005	US DHG	10-Dec-2001 N/ABANDONMENT DTD US-N/ABANDONMENT 09527855%3720 Reminder Date Taken: 10-Dec-2001	DTD US-N/ABANDONMEN' Date Taken: 10-Dec-2001	F 09527855%3720	17-Mar-2000 Pending

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Case Number	Sub Case Country Attorney Due	Date ey Due	Reason for Date/ Indicator	Action Type	Application Number	Filing Date Status
108339-9005	US DHG		10-Jan-2002 PETITION TO REVIVE (1MO)	US- N/ABANDONMENT	09527855%3720	17-Mar-2000 Pending
			Reminder			
108339-9005	US DHG	10-Feb-2002	10-Feb-2002 PETITION TO REVIVE	US- N/ABANDONMENT	09527855%3720	17-Mar-2000 Pending
			Due Date	(REVIVE)		

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.: BP1176	G Street Lobby - Suite 330			<u></u>
: (408) 434-6031	Washington, D.C. 20005-5701	<u> </u>		
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